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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 BETTY DUKES, PATRICIA SURGESON, EDITH ARANA,
DEBORAH GUNTER, and CHRISTINE KWAPNOSKI, on
19 behalf of themselves and all others similarly situated,

Case No. C-01-2252-CRB

20 Plaintiffs,
21 v.
22 WAL-MART STORES, INC.,
23 Defendant.

**STIPULATION AND
[PROPOSED] ORDER
REGARDING MOTION
HEARING SCHEDULED
FOR AUGUST 2, 2013**

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25 The undersigned counsel, on behalf of Betty Dukes, Patricia Surgeson, Edith Arana, Deborah
26 Gunter, and Christine Kwapnoski (“Plaintiffs”) and Defendant Wal-Mart Stores, Inc. (“Wal-Mart,”
27 and collectively with Plaintiffs, the “Parties”) understand that Plaintiffs noticed and the Court set a
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1 hearing for August 2, 2013 on Plaintiffs' motion to exclude the testimony of Dr. Edward Lazear
2 submitted in support of Wal-Mart's opposition to class certification (Dkt. 961) and Plaintiffs' motion
3 to strike the declaration of Mark Perry submitted in support of Wal-Mart's opposition to class
4 certification (Dkt. 963).

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6 In light of the fact that the Court already held a hearing on class certification and related
7 motions on June 28, 2013, the Parties hereby stipulate and agree that, unless the Court wishes to hear
8 oral argument on August 2, 2013, they are willing to forego a hearing and submit these motions for
9 consideration on the papers.

10 IT IS SO STIPULATED

11 Dated: July 24, 2013

12 By: /s/ Randy Renick
13 Randy Renick, SBN 179652

14 HADSELL STORMER
15 RICHARDSON & RENICK LLP
16 Attorneys for Plaintiffs

By: /s/ Catherine A. Conway
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Attorneys for Defendant

**I, Catherine A. Conway attest that
concurrence in the filing of this document has
been obtained from the other signatory.**

1 [PROPOSED] ORDER
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4 ☒ The motion hearing schedule for August 2, 2013 is hereby cancelled.
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7 ☐ The motion hearing scheduled for August 2, 2013 will proceed as scheduled.
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10 PURSUANT TO THE STIPULATION, IT IS SO ORDERED.
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13 DATE: July 29, 2013
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